

AO 120 (Rev. 2/99)

<b>TO: Mail Stop 8</b> <b>Director of the U.S. Patent &amp; Trademark Office</b> <b>P.O. Box 1450</b> <b>Alexandria, VA 22313-1450</b>	<b>REPORT ON THE</b> <b>FILING OR DETERMINATION OF AN</b> <b>ACTION REGARDING A PATENT OR</b> <b>TRADEMARK</b>
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In Compliance with 35 § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been  
filed in the U.S. District Court Northern District of California on the following ☒ Patents or ☐ Trademarks:

DOCKET NO. <b>CV 11-03563 MEJ</b>	DATE FILED <b>7/20/11</b>	U.S. DISTRICT COURT <b>Northern District of California, San Francisco Division</b>
PLAINTIFF <b>ACCENTURE GLOBAL SERVICES</b>		DEFENDANT <b>GUIDEWIRE SOFTWARE INC.</b>
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 <b>7,979,382</b>		
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In the above—entitled case, the following patent(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT

CLERK  Richard W. Wieking	(BY) DEPUTY CLERK  Gloria Acevedo	DATE  July 21, 2011
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Copy 1—Upon initiation of action, mail this copy to Commissioner    Copy 3—Upon termination of action, mail this copy to Commissioner  
Copy 2—Upon filing document adding patent(s), mail this copy to Commissioner    Copy 4—Case file copy

COPY

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*Attorneys for Plaintiffs*  
**ACCENTURE GLOBAL SERVICES LTD. and**  
**ACCENTURE LLP**

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

**ACCENTURE GLOBAL SERVICES LTD. and**  
**ACCENTURE LLP,**

*Plaintiffs,*

*vs.*

**GUIDEWIRE SOFTWARE, INC.,**

*Defendant.*

**CV 11 3563**  
Case No. 11 3563

**COMPLAINT**

**DEMAND FOR JURY TRIAL**

**ORIGINAL  
FILED**

**JUL 20 2011**

**EDWARD W. WIEKING  
U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

**MEJ**

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## COMPLAINT

Plaintiffs Accenture Global Services Ltd. and Accenture LLP (jointly "Accenture") for its complaint against Defendant Guidewire Software, Inc. ("Guidewire") hereby demand a jury trial and allege as follows:

### PARTIES

1. Accenture Global Services Ltd. is an Irish limited company with its principal place of business at 3 Grand Canal Plaza, Upper Grand Canal Street, Dublin 4, Ireland. Accenture Global Services Ltd. is the owner by assignment of the United States Patent No. 7,979,382 ("the '382 Patent") at issue in this action. A copy of the '382 Patent is attached hereto as Exhibit A.

2. Accenture LLP is a limited liability partnership organized and existing under the laws of the State of Illinois. Accenture LLP is a market leader in the insurance claims management business and offers a comprehensive range of insurance-specific services and products. Accenture LLP is an exclusive licensee of the '382 Patent and holds exclusionary rights in such patent.

3. Guidewire is a corporation organized and existing under the laws of the State of Delaware and has its principal place of business in San Mateo, California. Guidewire competes in the insurance claims management business by, for example, offering for sale and selling its ClaimCenter products in the United States. Guidewire markets its ClaimCenter products as end-to-end systems for managing and processing insurance claims.

### NATURE OF THE ACTION

4. This is an action arising under the patent laws of the United States, 35 U.S.C. § 1 *et seq.*, and is brought by Accenture against Guidewire for infringement of Accenture's

1 intellectual property rights. Specifically, Accenture seeks remedies for Guidewire's patent  
2 infringement of Accenture's '382 Patent.

3  
4 **INTRADISTRICT ASSIGNMENT**

5 5. This action includes claims for patent infringement arising in connection with  
6 conduct occurring in San Mateo County, where Guidewire is located. Moreover, products likely  
7 to be at issue in this action are located within San Mateo County. Accordingly, assignment to  
8 the San Francisco Division is appropriate pursuant to Civil L.R. 3-2(d).

9  
10 **JURISDICTION AND VENUE**

11 6. This Court has subject matter jurisdiction pursuant to 28 U.S.C. §§ 1331 and  
12 1338(a) because this action arises under the patent laws of the United States.

13 7. This Court has personal jurisdiction over Guidewire. Guidewire's principal place  
14 of business is located within this judicial district. It also commits acts of infringement in this  
15 judicial district, has systematic and continuous contacts in this judicial district, regularly  
16 transacts business within this judicial district, and regularly avails itself of the benefits of this  
17 judicial district.

18 8. Venue is proper in this judicial district pursuant to 28 U.S.C. §§1391 and 1400(b).

19  
20 **INFRINGEMENT OF THE '382 PATENT**

21 9. Accenture restates and realleges paragraphs 1-8 above as if fully set forth herein.

22 10. On July 12, 2011, the United States Patent and Trademark Office duly and legally  
23 issued United States Patent No. 7,979,382 entitled "Component Based Information Linking  
24 During Claim Processing." The '382 Patent is assigned to Accenture Global Services Ltd.

25 11. The '382 Patent is valid and enforceable.

26 12. On information and belief, Guidewire has made, used, sold, supported, and/or  
27 offered for sale ClaimCenter versions 3.0 *et seq.* in this judicial district and elsewhere in the  
28

1 United States. On information and belief, Guidewire continues to make, use, sell, support,  
2 and/or offer for sale ClaimCenter versions 3.0 *et seq.* in this judicial district and elsewhere in the  
3 United States.

4 13. On information and belief, Guidewire has infringed, and continues to infringe, at  
5 least claim 28, among others, of the '382 Patent in violation of 35 U.S.C. § 271 by at least  
6 making, using, selling, supporting, and/or offering for sale products, including ClaimCenter  
7 versions 3.0 *et. seq.*, in this judicial district and elsewhere in the United States.

8 14. On information and belief, Guidewire has induced and continues to induce others  
9 to infringe at least claim 28, among others, of the '382 Patent in violation of 35 U.S.C. § 271(b).  
10 For example, Guidewire induces its customers to infringe the '382 Patent by deploying its  
11 consultants to customer sites to support and/or direct customers on the implementation and/or  
12 use of its infringing products, including ClaimCenter versions 3.0 *et. seq.* On information and  
13 belief, Guidewire knew of the '382 Patent and intentionally encouraged, and continues to  
14 intentionally encourage, its customers to commit these acts with knowledge, or willful blindness,  
15 that such acts would infringe the '382 Patent.

16 15. On information and belief, Guidewire has and continues to contributorily infringe  
17 claim 28, among others, of the '382 Patent in violation of 35 U.S.C. § 271(c). For example,  
18 Guidewire contributes to its customers' infringement of the '382 Patent by offering for sale,  
19 selling, and/or supporting ClaimCenter versions 3.0 *et. seq.*, which are especially designed for,  
20 incorporated into, and used in infringing claims processing systems at customer sites.  
21 ClaimCenter versions 3.0 *et. seq.* have no substantial noninfringing uses. On information and  
22 belief, Guidewire knew of the '382 Patent and had knowledge, or was willfully blind, that the  
23 incorporation and/or use of ClaimCenter versions 3.0 *et. seq.* in customer claims processing  
24 systems would infringe the '382 Patent and that ClaimCenter versions 3.0 *et. seq.* have no  
25 substantial noninfringing uses.

16. Accenture has been and continues to be damaged by Guidewire's infringement of the '382 Patent, in an amount to be determined at trial.

17. Accenture has suffered irreparable injury for which there is no adequate remedy at law and will continue to suffer such irreparable injury unless Guidewire's infringement of the '382 Patent is enjoined by this Court.

18. Upon information and belief, Guidewire's infringement of the '382 Patent is, and has been, willful.

19. Guidewire's infringement of the '382 Patent is exceptional, and thus, pursuant to 35 U.S.C. §285, entitles Accenture to its reasonable attorneys' fees and costs incurred in prosecuting this action.

## **PRAYER FOR RELIEF**

WHEREFORE, Accenture prays for the following judgment and relief against Guidewire:

20. That Guidewire has infringed the '382 Patent;

21. That Guidewire, its officers, agents, and employees, and those persons in active concert or participation with any of them, and its successors and assigns be permanently enjoined from infringement of the '382 Patent;

22. That Accenture be awarded all damages adequate to compensate it for Guidewire's infringement of the '382 Patent, such damages to be determined by a jury, and if necessary to adequately compensate Accenture for the infringement, an accounting;

23. That Accenture be awarded treble damages as a result of Guidewire's willful infringement;

24. That Accenture be awarded pre-judgment and post-judgment interest at the maximum rate allowed by law;

1           25.     That this case be declared an exceptional case within the meaning of 35 U.S.C. §  
2     285 and that Accenture be awarded its reasonable attorney fees, expenses, and costs incurred in  
3     connection with this action; and

4           26.     That Accenture be awarded such other and further relief as this Court deems just  
5     and proper.

6  
7                                 **JURY DEMANDED**

8           27.     Pursuant to Civil L.R. 3-6 and Rule 38(b) of the Federal Rules of Civil Procedure,  
9     Accenture hereby respectfully requests a jury trial on all issues and claims so triable.

10  
11  
12     Dated: July 20, 2011

By: 

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